# IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:

William R. Nieser : Case No.13-22073CMB

Kathleen A. Nieser : Chapter 13

Debtor(s)

Ronda J. Winnecour, Trustee

Re Clm. #14

**Hearing Date** 

Movant(s)

:

vs. : Related to Doc. No. 103

East Bay Funding, LLC, its successor

and assigns as assignee of Round up

funding LLC, Resurgent Capital

Services

Respondent(s)

## **ENTERED BY DEFAULT**

### **ORDER OF COURT**

AND NOW, this <u>11th</u> day of <u>May</u>, 20<u>18</u>, upon consideration of the Trustee's Objection to Claim No. 14, and any responses thereto, it is hereby ORDERED that:

- (a) Claim No. 14 filed by the above captioned Respondent is disallowed in its entirety; and
- (b) No fees, costs, or charges shall be allowed for defending this objection.

BY THE COURT:

U.S. Bankruptcy Judge

dmi

FILED 5/11/18 11:38 am CLERK U.S. BANKRUPTCY COURT - WDPA

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Western District of Pennsylvania

In re: William R. Nieser Kathleen A. Nieser Debtors

13719451

Case No. 13-22073-CMB Chapter 13

### CERTIFICATE OF NOTICE

District/off: 0315-2 User: dric Page 1 of 1 Date Rcvd: May 11, 2018 Form ID: pdf900 Total Noticed: 4

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 13, 2018.

db/idb +William R. Nieser, Kathleen A. Nieser, 1037 Old Hills Road, Mckeesport, PA 15135-2133

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. 13653410 +E-mail/PDF: resurgentbknotifications@resurgent.com May 12 2018 01:40:01 East Bay Funding,

c/o Resurgent Capital Services, PO Box 288, Greenville, SC 29602-0288 13718722 +E-mail/PDF: resurgentbknotifications@resurgent.com May 12 2018 01:39:41

East Bay Funding, LLC its successors and assigns, as assignee of Roundup Funding L.L.C.,

Resurgent Capital Services, PO Box 288, Greenville, SC 29602-0288 +E-mail/PDF: resurgentbknotifications@resurgent.com May 12 2018 01:39:40

as assignee of CR Evergreen, LLC, East Bay Funding, LLC its successors and assigns,

Resurgent Capital Services, PO Box 288, Greenville, SC 29602-0288

TOTAL: 3

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 13, 2018 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 11, 2018 at the address(es) listed below:

James Warmbrodt on behalf of Creditor U.S. Bank National Association, as indenture trustee, for the CIM Trust 2016-1, Mortgage-Backed Notes, Series 2016-1 bkgroup@kmllawgroup.com James Warmbrodt James Warmbrodt on behalf of Creditor U.S. BANK NATIONAL ASSOCIATION bkgroup@kmllawgroup.com Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov Paul W. McElrath, Jr. on behalf of Joint Debtor Kathleen A. Nieser ecf@mcelrathlaw.com, donotemail.ecfbackuponly@gmail.com Paul W. McElrath, Jr. on behalf of Debtor William R. Nieser ecf@mcelrathlaw.com,

donotemail.ecfbackuponly@gmail.com

Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

William E. Miller on behalf of Creditor U.S. BANK NATIONAL ASSOCIATION wmiller@sterneisenberg.com, bkecf@sterneisenberg.com

TOTAL: 7